

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In re:

Case No. 09-71681

D-3M, INC.,

Chapter 11

Debtor.

Judge Thomas J. Tucker

ORDER REQUIRING DEBTOR TO AMEND DISCLOSURE STATEMENT

On January 11, 2009, Debtor filed a plan and disclosure statement, in a document entitled “Debtor’s Combined Disclosure Statement and Plan of Reorganization” (Docket # 60). The Court cannot yet grant preliminary approval of the disclosure statement contained within this document (“Disclosure Statement”). The Court notes the following problems, which Debtor must correct.

First, Debtor must estimate the amount of administrative expenses in the body of the Disclosure Statement (rather than just in Exhibit A), and provide a breakdown of these expenses.

Second, in Paragraph III.C of the Disclosure Statement on page 21, Debtor discloses a “prepetition lawsuit by Comerica against Debtor and its guarantors/co-obligors.” Debtor must describe the nature of the lawsuit and the relief sought by Comerica in the lawsuit.

Third, Paragraph IV.B of the Disclosure Statement on page 26 under the caption “Projections” reads: Attached to this Disclosure Statement are cash flow projections compiled by Debtor which cover the time period in which Debtor proposes to effectuate payments under the Plan.” There are no such projections attached. Apparently, the projections were filed later and separately, on January 13, 2010 (Docket # 64). The projections must be attached to the Disclosure Statement.

Accordingly,

IT IS ORDERED that no later than **January 21, 2010**, Debtor must file an amended combined plan and disclosure statement which corrects the above stated problems.

IT IS FURTHER ORDERED that Debtor also must provide to Judge's chambers, no later than **January 21, 2010**, a redlined version of the amended combined plan and disclosure statement, showing the changes Debtor has made to "Debtor's Combined Disclosure Statement and Plan of Reorganization" filed January 11, 2010. Debtor must submit this redlined document to chambers electronically, through the Court's order submission program.

Signed on January 15, 2010

/s/ Thomas J. Tucker
Thomas J. Tucker
United States Bankruptcy Judge